

110TH CONGRESS  
1ST SESSION

# H. R. 3844

To establish the United States Commission to Monitor Slavery and its  
Eradication in Sudan.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 16, 2007

Mr. SMITH of New Jersey (for himself, Ms. WATSON, Mr. FORTENBERRY, Mr. WOLF, Mr. TANCREDO, Mr. FRANK of Massachusetts, Mr. FRANKS of Arizona, and Mr. SOUDER) introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To establish the United States Commission to Monitor  
Slavery and its Eradication in Sudan.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Eradication of Slavery  
5       in Sudan Act of 2007”.

6       **SEC. 2. ESTABLISHMENT AND COMPOSITION.**

7       (a) IN GENERAL.—There is established the United  
8       States Commission to Monitor Slavery and its Eradication  
9       in Sudan (in this Act referred to as the “Commission”).

1 (b) MEMBERSHIP.—

2 (1) APPOINTMENT.—The Commission shall be  
3 composed of five members, who are not employees of  
4 the Federal Government and who shall be appointed  
5 as follows:

6 (A) One member of the Commission shall  
7 be appointed by the President.

8 (B) One member of the Commission shall  
9 be appointed by the Speaker of the House of  
10 Representatives.

11 (C) One member of the Commission shall  
12 be appointed by the majority leader of the Sen-  
13 ate.

14 (D) One member shall be appointed by the  
15 minority leader of the House of Representa-  
16 tives.

17 (E) One member shall be appointed by the  
18 minority leader of the Senate.

19 (2) SELECTION.—

20 (A) IN GENERAL.—Members of the Com-  
21 mission shall be selected from among distin-  
22 guished individuals noted for their knowledge  
23 about Sudan and who have experience in fields  
24 relevant to the issues of abduction and enslave-

1           ment of persons, human rights, and inter-  
2           national law.

3                   (B) SECURITY CLEARANCES.—Each mem-  
4           ber of the Commission shall be required to ob-  
5           tain an appropriate security clearance necessary  
6           to carry out the purposes of this Act.

7                   (3) TIME OF APPOINTMENT.—The appoint-  
8           ments required under paragraph (1) shall be made  
9           not later than 90 days after the date of the enact-  
10          ment of this Act.

11                  (c) TERM OF OFFICE.—The term of office of each  
12          member of the Commission shall be three years. Members  
13          of the Commission shall be eligible for reappointment to  
14          a second term.

15                  (d) TIME FOR MEETINGS AND ELECTIONS OF  
16          CHAIR.—

17                   (1) INITIAL MEETING.—Not later than 60 days  
18           after all the appointments have been made under  
19           subsection (b), the Commission shall hold its initial  
20           meeting.

21                   (2) ELECTION OF CHAIR.—A majority of the  
22           members of the Commission present and voting at  
23           the initial meeting shall elect the Chair of the Com-  
24           mission.

1           (3) SUBSEQUENT MEETINGS.—The Commission  
2       shall meet at the call of the Chair or, if no Chair  
3       has been elected for that calendar year, at the call  
4       of three voting members of the Commission.

5           (4) SUBSEQUENT ELECTIONS OF CHAIR.—At  
6       the first meeting of the Commission in each calendar  
7       year, a majority of the members of the Commission  
8       present and voting shall elect the Chair of the Com-  
9       mission.

10       (e) EXECUTIVE DIRECTOR.—Not later than 60 days  
11      after the initial meeting under subsection (d)(1), the  
12      Chair, in consultation with the members of the Commis-  
13      sion, shall hire an Executive Director.

14       (f) DUTIES OF EXECUTIVE DIRECTOR.—The Execu-  
15      tive Director hired under subsection (e) shall—

16           (1) prepare a workplan for the Commission's  
17       duties under section 3;

18           (2) devise a budget for the annual operations of  
19       the Commission;

20           (3) hire staff and consultants for the Commis-  
21       sion;

22           (4) develop working relationships with like-  
23       minded civil society organizations; and

24           (5) work with the General Services Administra-  
25       tion to identify offices for the Commission and take

1 all necessary actions for the Commission to occupy  
2 its space, acquire equipment, and secure all nec-  
3 essary services.

4 (g) QUORUM.—Three voting members of the Com-  
5 mission shall constitute a quorum for purposes of con-  
6 ducting the affairs of the Commission.

7 (h) VACANCIES.—Any vacancy of the Commission  
8 shall not affect its powers, but shall be filled in the manner  
9 in which the original appointment was made.

10 (i) ADMINISTRATIVE SUPPORT.—The President shall  
11 provide working space for the Commission at no cost  
12 through the General Services Administration.

13 (j) FUNDING.—Members of the Commission shall be  
14 allowed travel expenses, including per diem in lieu of sub-  
15 sistence, at rates authorized for employees of agencies  
16 under subchapter I of chapter 57 of title 5, United States  
17 Code, while away from their homes or regular places of  
18 business in the performance of services for the Commis-  
19 sion.

20 **SEC. 3. RESPONSIBILITIES OF THE COMMISSION.**

21 (a) IN GENERAL.—The Commission shall have as its  
22 primary responsibilities—

23 (1) reporting on progress made by the Govern-  
24 ment of Sudan and nongovernmental organizations

1 in identifying the location of slaves in Sudan and en-  
2 suring their freedom;

3 (2) working with the Government of Sudan to  
4 ensure safe passage of freed slaves and family reuni-  
5 fication;

6 (3) documenting existing cases of slavery and  
7 working to prevent new cases from occurring;

8 (4) assessing and reporting on the needs of  
9 former slaves for access to basic education and skills  
10 training, as well as medical, social, and psychological  
11 support for their effective rehabilitation and re-  
12 integration into society;

13 (5) identifying those individuals and groups re-  
14 sponsible for slavery and reporting on whether such  
15 individuals and groups are brought to justice;

16 (6) reviewing programs of relevant United  
17 States Government agencies with respect to slavery  
18 in Sudan, including the United States Agency for  
19 International Development, the Department of  
20 State, the President's Interagency Task Force to  
21 Monitor and Combat Trafficking in Persons, and the  
22 Human Smuggling and Trafficking Center; and

23 (7) recommending actions to be taken by the  
24 United States Government with respect to the Gov-  
25 ernment of Sudan in response to the Sudanese Gov-

1       ernment's inaction to eradicate slavery, in accord-  
2       ance with subsection (c).

3       (b) HEARINGS AND SESSIONS.—The Commission  
4       may, for the purpose of carrying out its duties under this  
5       Act, hold such hearings, sit and act at such times and  
6       places, take such testimony, and receive such evidence as  
7       the Commission determines necessary.

8       (c) POLICY REVIEW AND RECOMMENDATIONS.—

9               (1) IN GENERAL.—The Commission, in evalu-  
10       ating United States Government policies, shall con-  
11       sider policy options and recommend actions to be  
12       taken by the United States Government in accord-  
13       ance with paragraph (2) with respect to the Govern-  
14       ment of Sudan.

15              (2) FAILURE TO ACT TO ERADICATE SLAV-  
16       ERY.—To the extent that the Government of Sudan  
17       fails to act to eradicate slavery, such options and ac-  
18       tions referred to in paragraph (1) may include diplo-  
19       matic inquiries, diplomatic protests, official public  
20       protest, demarche of protest, condemnation within  
21       multilateral fora, delay or cancellation of cultural or  
22       scientific exchanges, delay or cancellation of work-  
23       ing, official, or state visits, reduction or termination  
24       of certain assistance funds, imposition of targeted or

1 broad trade sanctions, and withdrawal of the chief of  
2 mission.

3 **SEC. 4. REPORT OF THE COMMISSION.**

4 (a) IN GENERAL.—Not later than October 1st of  
5 each year, the Commission shall submit to the Secretary  
6 of State a report on the efforts of the Commission with  
7 respect to its responsibilities under subsection (a) of sec-  
8 tion 3.

9 (b) CLASSIFIED FORM OF REPORT.—The report may  
10 be submitted in classified form, together with a public  
11 summary of policy recommendations made pursuant to  
12 section 3(c), if the classification of information would fur-  
13 ther the purposes of this Act.

14 (c) INDIVIDUAL OR DISSENTING VIEWS.—Each  
15 member of the Commission may include the individual or  
16 dissenting views of the member.

17 **SEC. 5. APPLICABILITY OF OTHER LAWS.**

18 The Federal Advisory Committee Act (5 U.S.C. App.)  
19 shall not apply to the Commission.

20 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

21 (a) IN GENERAL.—There are authorized to be appro-  
22 priated to the Commission \$1,500,000 for fiscal year 2008  
23 and \$2,000,000 for fiscal year 2009 to carry out the pur-  
24 poses of this Act.

1       (b) AVAILABILITY OF FUNDS.—Amounts authorized  
2 to be appropriated under subparagraph (a) are authorized  
3 to remain available until expended, but not later than the  
4 date of the termination of the Commission.

5 **SEC. 7. TERMINATION.**

6       The Commission shall terminate six years after the  
7 initial appointment of all of the members of the Commis-  
8 sion.

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